

AMENDED IN ASSEMBLY JULY 10, 2007

AMENDED IN SENATE JUNE 5, 2007

AMENDED IN SENATE MAY 15, 2007

AMENDED IN SENATE APRIL 26, 2007

**SENATE BILL**

**No. 284**

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**Introduced by Senator Lowenthal**

February 15, 2007

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An act to add and repeal Chapter 5.8 (commencing with Section 2697) of Division 2 of the Business and Professions Code, relating to athletic trainers.

LEGISLATIVE COUNSEL'S DIGEST

SB 284, as amended, Lowenthal. Certified athletic trainers: registration.

Existing law provides for the regulation of various professions and vocations, including those of an athlete agent.

This bill would enact the Certified Athletic Trainers Registration Act, which would become inoperative on July 1, 2013, and be repealed on January 1, 2014. The act would, except as specified, prohibit a person from representing himself or herself as a "certified athletic trainer" unless he or she is registered as an athletic trainer by an athletic training organization, as defined, and would make a violation of this provision an unfair business practice, subject to specified penalties. The act would set forth requirements for an athletic trainer to be registered with an athletic training organization pursuant to the act. The act would also make it an unfair business practice for a registered athletic trainer to advertise or put out any sign or card or other device, or to represent to the public through any print or electronic media that he or she is "state

certified” or “state registered” as an athletic trainer or to represent to the public that he or she is so certified or registered as an athletic trainer by the State of California.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Chapter 5.8 (commencing with Section 2697) is added to Division 2 of the Business and Professions Code, to read:

CHAPTER 5.8. CERTIFIED ATHLETIC TRAINERS

2697. This chapter shall be known and may be cited as the Certified Athletic Trainers Registration Act.

2697.1. For purposes of this chapter, the following terms have the following meanings:

(a) “Athletic training organization” means a nonprofit organization of certified athletic trainers whose governing board includes representatives of the public and that is either of the following:

(1) Exempt from taxation under Section 501(c)(3) of Title 26 of the United States Code.

(2) Exempt from taxation under Section 501(c)(6) of Title 26 of the United States Code and does not use its funds or revenues to carry on propaganda or to otherwise attempt to influence legislation or participate in, or intervene in, any political campaign on behalf of, or in opposition to, any candidate for public office, including the publishing or distributing of statements.

(b) “Athletic training certification program” means an athletic training certification program recognized by the National Commission for Certifying Agencies and offered by an athletic training organization.

(c) “Registered athletic trainer” means a person who is registered as an athletic trainer by an athletic training organization pursuant to the provisions of this chapter.

2697.2. (a) On and after July 1, 2008, a person shall not represent himself or herself as a “certified athletic trainer” unless he or she is registered as an athletic trainer by an athletic training organization pursuant to the provisions of this chapter.

1 (b) A violation of this section is an unfair business practice.

2 2697.3. In order to be registered pursuant to this chapter, an  
3 athletic trainer shall apply for registration with an athletic training  
4 organization and shall include with his or her application  
5 documentation that establishes any of the following:

6 (a) He or she has met all of the following requirements:

7 (1) Has done either of the following:

8 (A) Graduated from a college or university after completing an  
9 athletic training education program accredited by the Commission  
10 on Accreditation of Athletic Training Education, or its predecessors  
11 or successors, and passed a certification examination administered  
12 by the athletic training certification program.

13 (B) Completed requirements for certification eligibility prior to  
14 July 1, 2008.

15 (2) Possesses Emergency Cardiac Care Certification from a  
16 certification body that adheres to the most current international  
17 guidelines for cardiopulmonary resuscitation and emergency  
18 cardiac care.

19 (3) Met the continuing education requirements as defined by  
20 an athletic training organization.

21 (b) He or she was *certified by an athletic training organization*  
22 *and was employed as a certified athletic trainer on December 31,*  
23 *2007.*

24 (c) He or she was employed as an athletic trainer on December  
25 31, 2007, and has a minimum of ~~10~~ *seven* years of work experience  
26 as an athletic trainer.

27 (d) *Prior to registering any athletic trainer pursuant to this*  
28 *section, the athletic training organization shall collect and verify*  
29 *the information submitted by the athletic trainer.*

30 2697.4. (a) After initial registration, in order to remain  
31 registered pursuant to this chapter, an athletic trainer shall apply  
32 biennially for registration with an athletic training organization,  
33 *and shall provide documentation that establishes that the athletic*  
34 *trainer meets the continuing education requirements as defined*  
35 *by the athletic training organization.*

36 (b) Within 30 days of a change of address or employer, a  
37 registered athletic trainer shall notify the athletic training  
38 organization with which he or she is currently registered pursuant  
39 to this chapter of his or her new address or employer.

1     2697.5. Nothing in this chapter shall prohibit, restrict, or require  
2 registration of any of the following:

3     (a) A person pursuing a supervised course of study in an  
4 accredited or approved athletic training educational program, if  
5 the person is designated by a title that clearly indicates student or  
6 trainee status.

7     (b) An athletic trainer from another state for purposes of  
8 continuing education, consulting, or performing athletic training  
9 services while accompanying his or her group, individual, or  
10 representatives into California on a temporary basis for no more  
11 than 90 days in a calendar year.

12     (c) A firefighter of the state, as defined in Section 19886 of the  
13 Government Code, an emergency medical technician possessing  
14 certification as an EMT-IA or EMT-P, a physician and surgeon  
15 licensed under Chapter 5 (commencing with Section 2000), a  
16 physical therapist licensed under Chapter 5.7 (commencing with  
17 Section 2600), or a chiropractor licensed under the Chiropractic  
18 Initiative Act.

19     2697.6. It is an unfair business practice for any registered  
20 athletic trainer to advertise or put out any sign or card or other  
21 device, or to represent to the public through any print or electronic  
22 media, that he or she is “state certified” or “state registered” as an  
23 athletic trainer, or to use any other words or symbols that represent  
24 to the public that he or she is so certified or registered as an athletic  
25 trainer by the State of California.

26     2697.9. This chapter shall become inoperative on July 1, 2013,  
27 and, as of January 1, 2014, is repealed, unless a later enacted  
28 statute, that becomes operative on or before January 1, 2014,  
29 deletes or extends the dates on which it becomes inoperative and  
30 is repealed.